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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **Hisatoshi HIROTA**

Group Art Unit: **3746**

Application Number: **10/664,961**

Examiner: **Michael Kocz Jr**

Filed: **September 22, 2003**

Confirmation Number: **4953**

For: **CAPACITY CONTROL VALVE FOR VARIABLE DISPLACEMENT
COMPRESSOR**

Attorney Docket Number: **031173**

Customer Number: **38834**

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

November 1, 2006

Sir:

In response to the requirement for an election of species dated October 13, 2006, applicants provisionally elect to prosecute Species Fig. 2. It is believed that claims 1 and 3 read on the elected species. The applicant reserves the right to file divisional applications on the non-elected claims.

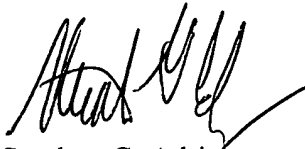
The applicant respectfully requests an early examination on the elected claims and favorable action on the merits. If the Examiner has any questions with this Response, please feel free to call the undersigned at the indicated telephone number.

Response to Election of Species Requirement
Application No. 10/664,961
Attorney Docket No. 031173

If this paper is not timely filed, Applicant respectfully petitions for an appropriate extension of time. The fees for such an extension or any other fees that may be due with respect to this paper may be charged to Deposit Account No. 50-2866.

Respectfully submitted,

WESTERMAN, HATTORI, DANIELS & ADRIAN, LLP

A handwritten signature in black ink, appearing to read 'Stephen G. Adrian', with a stylized flourish at the end.

Stephen G. Adrian

Attorney for Applicant

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SGA/mk